

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

FIDELITY NATIONAL TITLE INSURANCE
CO., as assignee of and successor in interest to
LENDERS EDGE SETTLEMENT
SERVICES, LLC and INTEGRITY
ASSURANCE, INC.,

Plaintiff,

v.

MAXUM INDEMNITY COMPANY a/k/a
MAXUM SPECIALTY INSURANCE
GROUP and AMERICAN SAFETY
INDEMNITY COMPANY,

Defendants.

CIVIL ACTION

No. 16-1360

ORDER

AND NOW, this 12th day of September, 2017, upon consideration of Defendant TIG Insurance Company's¹ ("TIG") Motion for Judgment on the Pleadings and/or Motion for Summary Judgment, Fidelity National Title Insurance Co.'s ("Fidelity") Cross-Motion for Summary Judgment, and all of the responses, replies, and sur-replies, it is hereby **ORDERED** that:

1. TIG's Motion for Judgment on the Pleadings and/or Motion for Summary Judgment (Doc. No. 52) is **GRANTED**; and
2. Fidelity's Cross-Motion for Summary Judgment (Doc. No. 58) is **DENIED**.

BY THE COURT:

/s/ Robert F. Kelly
ROBERT F. KELLY
SENIOR JUDGE

¹ Defendant TIG Insurance Company is the successor by merger to American Safety Indemnity Company.